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SZABO 201.1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Andrew Szabo

Serial No.: 09/400,649

Filed : September 21, 1999

For : NUTRITIONAL OPTIMIZATION SYSTEM AND METHOD

Group: 3736

May 14, 2002

Hon. Commissioner of Patents
and Trademarks
Washington, DC 20231NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated
January 14, 2002 of the primary Examiner rejecting claims 29-73.

The period for response to the final rejection was set to expire on April 14, 2002. Such
period has been extended for one month by the present petition to expire on May 14, 2002.

Appeal fee (check one):

☐ \$320.00☒ \$160.00 (Small entity)Extension fee (check one): ☐ \$110.00☒ \$55.00

09/400,649

- 1 -

Applicant is:

☒ a small entity

☐ verified statement attached

☐ verified statement filed

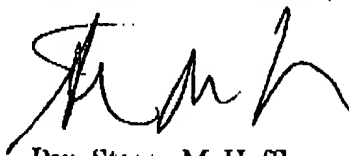
☐ other than small entity.

The Commissioner is hereby authorized to charge all fees due in connection herewith to
Deposit Account No. 50-0427.

Please charge any insufficiency of fee, or credit any excess, to Deposit
Account No. 50-0427.

Respectfully submitted,

MILDE & HOFFBERG, LLP



By: Steven M. Hoffberg
Reg. No. 33,511
Attorney for Applicants

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09/400,649

- 2 -

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May 14, 2002

To: Examiner Samuel G. Rimell

Re: 09/400,649

Fax: (703) 308-9051

746-7238

Pages: 3
(including cover)

From: Steven M. Hoffberg, Esq.

I hereby certify that the attached Notice of Appeal and Petition for Extension of Time is being transmitted by facsimile to the above number on May 14, 2002 by the undersigned.



Steven M. Hoffberg
Reg. 33,511

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